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AMENDMENTS TO LB 422

1 1. Strike the original sections and insert the following
2 new sections:

3 "Section 1. APPROPRIATION LANGUAGE.

4 There is hereby appropriated, for FY2005-06 and
5 FY2006-07, the sums specified in this act, or so much as may be
6 necessary, for the salaries and benefits of officers of the
7 Nebraska state government.

8 Sec. 2. DEFINITION OF APPROPRIATION PERIOD.

9 For purposes of this act, FY2005-06 means the period
10 beginning July 1, 2005, and ending June 30, 2006, and FY2006-07
11 means the period beginning July 1, 2006, and ending June 30, 2007.

12 Sec. 3. NEBRASKA INFORMATION SYSTEM MANUAL DEFINITIONS.

13 The definitions contained in the Nebraska Information
14 System Manual, and any amendments thereto, on file with the Clerk
15 of the Legislature are hereby adopted by the Legislature as the
16 definitions for this act, except as provided in section 21 of this
17 act.

18 Sec. 4. DRAWING AND PAYING WARRANTS.

19 The Director of Administrative Services shall draw
20 warrants upon the proper fund in the state treasury for an amount
21 not to exceed the appropriations set forth in this act upon
22 presentation of proper documentation. The State Treasurer shall
23 pay the warrants out of the appropriate funds.

24 For fiscal years beginning on or after July 1, 2005,

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1 workers' compensation premium assessments shall not be paid from
2 the programs listed in this act.

3 Sec. 5. AGENCY NO. 5 -- SUPREME COURT

4 Program No. 3 - Supreme Court Judges' Salaries

	FY2005-06	FY2006-07
6 GENERAL FUND	952,726	960,108
7 PROGRAM TOTAL	952,726	960,108
8 SALARY LIMIT	834,933	834,933

9 Sec. 6. AGENCY NO. 5 -- SUPREME COURT

10 Program No. 4 - Court of Appeals Judges' Salaries

	FY2005-06	FY2006-07
12 GENERAL FUND	783,971	790,289
13 PROGRAM TOTAL	783,971	790,289
14 SALARY LIMIT	679,874	679,874

15 Sec. 7. AGENCY NO. 5 -- SUPREME COURT

16 Program No. 5 - Retired Judges' Salaries

	FY2005-06	FY2006-07
18 GENERAL FUND	25,000	25,000
19 PROGRAM TOTAL	25,000	25,000
20 SALARY LIMIT	25,000	25,000

21 The budget division of the Department of Administrative
22 Services is hereby authorized to administratively transfer General
23 Fund appropriations among Programs 3, 4, 5, 6, and 7 within Agency
24 5, upon written certification by the State Court Administrator that
25 excess appropriations are available and are necessary to pay
26 retired judges' salaries or are necessary to adjust for program
27 shortfalls in Agency 5, Programs 3, 4, 6, and 7. The Salary Limit

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1 for Agency 5, Program 5, may be administratively increased for any
2 transfers made to Program 5 pursuant to this section.

3 Sec. 8. AGENCY NO. 5 -- SUPREME COURT

4 Program No. 6 - District and Juvenile Court Judges'
5 Salaries

	FY2005-06	FY2006-07
6 GENERAL FUND	8,227,259	8,289,703
7 PROGRAM TOTAL	8,227,259	8,289,703
8 SALARY LIMIT	7,171,470	7,171,470

10 Sec. 9. AGENCY NO. 5 -- SUPREME COURT

11 Program No. 7 - County Court Judges' Salaries

	FY2005-06	FY2006-07
12 GENERAL FUND	7,195,857	7,251,451
13 PROGRAM TOTAL	7,195,857	7,251,451
14 SALARY LIMIT	6,333,556	6,333,556

16 Sec. 10. AGENCY NO. 7 -- GOVERNOR

17 Program No. 2 - Salary - Governor

	FY2005-06	FY2006-07
18 GENERAL FUND	110,423	112,019
19 PROGRAM TOTAL	110,423	112,019
20 SALARY LIMIT	85,000	85,000

22 Sec. 11. AGENCY NO. 8 -- LIEUTENANT GOVERNOR

23 Program No. 8 - Salary - Lieutenant Governor

	FY2005-06	FY2006-07
24 GENERAL FUND	81,299	82,975
25 PROGRAM TOTAL	81,299	82,975
26 SALARY LIMIT	60,000	60,000

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1	Sec. 12. AGENCY NO. 9 -- SECRETARY OF STATE		
2	Program No. 9 - Salary - Secretary of State		
3		FY2005-06	FY2006-07
4	GENERAL FUND	82,851	83,902
5	PROGRAM TOTAL	82,851	83,902
6	SALARY LIMIT	65,000	65,000
7	Sec. 13. AGENCY NO. 10 -- AUDITOR OF PUBLIC ACCOUNTS		
8	Program No. 10 - Salary - Auditor		
9		FY2005-06	FY2006-07
10	GENERAL FUND	80,637	82,167
11	PROGRAM TOTAL	80,637	82,167
12	SALARY LIMIT	60,000	60,000
13	Sec. 14. AGENCY NO. 11 -- ATTORNEY GENERAL		
14	Program No. 11 - Attorney General's Salary		
15		FY2005-06	FY2006-07
16	GENERAL FUND	97,379	99,281
17	PROGRAM TOTAL	97,379	99,281
18	SALARY LIMIT	75,000	75,000
19	Sec. 15. AGENCY NO. 12 -- STATE TREASURER		
20	Program No. 12 - Salary - State Treasurer		
21		FY2005-06	FY2006-07
22	GENERAL FUND	77,526	78,324
23	PROGRAM TOTAL	77,526	78,324
24	SALARY LIMIT	60,000	60,000
25	Sec. 16. AGENCY NO. 14 -- PUBLIC SERVICE COMMISSION		
26	Program No. 14 - Salaries of Public Service Commissioners		
27		FY2005-06	FY2006-07

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1	GENERAL FUND	331,670	336,737
2	PROGRAM TOTAL	331,670	336,737
3	SALARY LIMIT	250,000	250,000

4 Sec. 17. AGENCY NO. 15 -- BOARD OF PARDONS AND BOARD OF
5 PAROLE

6 Program No. 320 - Board of Parole Salaries

7		FY2005-06	FY2006-07
8	GENERAL FUND	418,919	436,415
9	PROGRAM TOTAL	418,919	436,415
10	SALARY LIMIT	328,601	340,843

11 Sec. 18. AGENCY NO. 16 -- DEPARTMENT OF REVENUE

12 Program No. 13 - Tax Commissioner

13		FY2005-06	FY2006-07
14	GENERAL FUND	114,529	117,937
15	PROGRAM TOTAL	114,529	117,937
16	SALARY LIMIT	95,283	98,135

17 It is the intent of the Legislature that if the
18 appropriation or the salary limit is insufficient in this program
19 to meet anticipated expenditures, the Tax Commissioner shall
20 request additional funds or a higher salary limit, or both, from
21 the Legislature by the usual deficit process. The appropriation or
22 the salary limit shall not be administratively increased solely by
23 the Department of Administrative Services without legislative
24 authorization.

25 Sec. 19. AGENCY NO. 37 -- NEBRASKA WORKERS' COMPENSATION
26 COURT

27 Program No. 526 - Judges' Salaries

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	FY2005-06	FY2006-07
CASH FUND	888,525	895,678
PROGRAM TOTAL	888,525	895,678
SALARY LIMIT	772,312	772,312

Sec. 20. AGENCY NO. 37 -- NEBRASKA WORKERS' COMPENSATION
COURT

Program No. 635 - Retired and Acting Judges' Salaries

	FY2005-06	FY2006-07
CASH FUND	55,267	55,267
PROGRAM TOTAL	55,267	55,267
SALARY LIMIT	51,339	51,339

Sec. 21. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.

(1) As used in this act:

(a) SALARY LIMIT means total expenditures for permanent and temporary salaries and per diems; and

(b) Total expenditures for permanent and temporary salaries and per diems means all remuneration paid to employees treated as taxable compensation by the Internal Revenue Service or subject to social security coverage, specifically including payments accounted for as vacation, holidays, sick leave, military leave, funeral leave, maternity leave, administrative leave, compensatory time, deferred compensation, or any other similar form, and amounts withheld pursuant to law, but excluding state contributions for social security, retirement, and employee insurance plans.

(2) Total expenditures for permanent and temporary salaries and per diems are limited to the amount provided by law

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1 for constitutional officers.

2 (3) The limitation on expenditures for permanent and
3 temporary salaries and per diems for FY2006-07 shall be increased
4 by amounts encumbered from FY2005-06 for permanent and temporary
5 salaries and per diems. Encumbered amounts shall be calculated in
6 accordance with section 81-138.01.

7 Sec. 22. This act becomes operative on July 1, 2005.

8 Sec. 23. Since an emergency exists, this act takes
9 effect when passed and approved according to law."